

HOUSE OF REPRESENTATIVES
Roll Call
JUDICIARY COMMITTEE


DATE: 2/8/07

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
REP. RON STOKER, VICE CHAIR	/	
REP. DAVE GALLIK, VICE CHAIR	/	
REP. JULIE FRENCH	/	
REP. GEORGE EVERETT	/	
REP. HOLLY RASER	/	
REP. ROGER KOOPMAN	/	
REP. DOUGLAS CORDIER	/	
REP. KRAYTON KERNS	/	
REP. ROBYN DRISCOLL	/	
REP. KEN PETERSON	/	
REP. JESSE O'HARA	/	
REP. TOM MCGILLVRAY	/	
REP. DEBORAH KOTTEL	/	
REP. JOHN WARD	/	
REP. BOB EBINGER	/	
REP. RICK JORE	/	
CHAIRMAN DIANE RICE	/	


COMMITTEE FILE COPY

TABLED BILL

The **HOUSE JUDICIARY COMMITTEE** TABLED **HB 68**, by motion, on **Thursday, February 8, 2007**.



(For the Committee)



(Chief Clerk of the House)

2:55 / 2/8
(Time) (Date)

February 8, 2007

Pamela E. Schindler, Secretary

Phone: 444-4607



HOUSE STANDING COMMITTEE REPORT

February 8, 2007

Page 1 of 3

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 217** (first reading copy -- white) **do pass as amended.**

Signed: *Diane Rice*
Representative Diane Rice, Chair

And, that such amendments read:

1. Title, line 6.

Strike: "AND IMPLEMENT"

2. Title, line 7.

Strike: "CONTINUED CONTROL BY THE"

Strike: "OF"

Insert: "TO EXPRESS A PREFERENCE IN"

3. Title, line 11.

Strike: "AN IMMEDIATE EFFECTIVE DATE AND"

4. Page 1, line 13 through page 2, line 2.

Strike: the preamble in its entirety

5. Page 2.

Following: the enacting clause

Insert: " **NEW SECTION.** **Section 1. Legislative intent.** It is the intent of the legislature in enacting [section 2] and this section to provide a method whereby a custodial parent whose child has been removed from the home by the department pursuant to Title 41, chapter 3, may have an opportunity to express a preference, whenever appropriate, for the child's education and ethnic, cultural, and religious training and general upbringing until the child has been returned to the parent or the parent has been declared to be unfit and the parental rights of the parent have been terminated by a court of law."

Committee Vote:

Yes 15, No 2

Fiscal Note Required ____

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Renumber: subsequent sections

6. Page 2, line 8.

Following: the second "as"

Insert: "reasonably"

7. Page 2, line 10.

Strike: ", wishes, and desires"

Following: "education,"

Insert: "ethnic, cultural,"

Following: "religious"

Insert: ", "

8. Page 2, line 11.

Strike: "wishes"

Insert: "desires, whenever appropriate,"

Strike: "continue or"

Strike: "implemented"

Insert: "followed, if reasonably possible"

9. Page 2, line 13.

Strike: "education" through "child"

Insert: "child's life"

10. Page 2, line 14.

Strike: "manner in"

Insert: "extent to"

11. Page 2, line 15.

Following: "information"

Insert: ", if any,"

12. Page 2, line 18.

Strike: "where"

Strike: "child attends"

Insert: "child's"

Following: ", "

Insert: "friends and associates,"

13. Page 2, line 19.

Strike: "peers"

Insert: "friends and associates"

14. Page 2, line 23.

Strike: "with as part of those organizations"

15. Page 2, line 27 through page 3, line 5.

Strike: "to" on line 27 through "plan" on line 5

Insert: "containing a summary of the information collected"

pursuant to subsection (1), which the department shall incorporate into the child's case plan"

16. Page 3, line 13.

Strike: "[Section 1] is"

Insert: "[Sections 1 and 2] are"

17. Page 3, line 14.

Strike: "section 1"

Insert: "sections 1 and 2"

18. Page 3, line 16.

Strike: section 3 in its entirety

Renumber: subsequent section

- END -

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE 2/8/07 BILL NO 68 MOTION NO. 1
MOTION: _____

Do Paucis clemency

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		/	
REP. DAVE GALLIK, VICE CHAIR	/		
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT		/	
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN		/	
REP. DOUGLAS CORDIER	/		
REP. KRAYTON KERNS		/	
REP. ROBYN DRISCOLL	/		
REP. KEN PETERSON		/	
REP. JESSE O'HARA	/		
REP. TOM MCGILLVRAY		/	
REP. DEBORAH KOTTEL	/		
REP. JOHN WARD		/	
REP. BOB EBINGER	/		
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

8/9

*Reverse
Table*

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE 2/8/07 BILL NO. HB 217 MOTION NO. 3
MOTION: _____

Do Pass As Amended

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	/		
REP. DAVE GALLIK, VICE CHAIR		/	
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT	/		
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN	/		
REP. DOUGLAS CORDIER	/		
REP. KRAYTON KERNS	/		
REP. ROBYN DRISCOLL		/	
REP. KEN PETERSON	/		
REP. JESSE O'HARA	/		
REP. TOM MCGILLVRAY	/		
REP. DEBORAH KOTTEL	/		
REP. JOHN WARD	/		
REP. BOB EBINGER	/		
REP. RICK JORE	/		
CHAIRMAN DIANE RICE	/		

15
/ 2

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE 2/8/07 BILL NO. ^{HB}340 MOTION NO. _____
 MOTION: _____

delegated paragraphs 1-2, 4 - 12
amendment 2

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		<input checked="" type="checkbox"/>	
REP. DAVE GALLIK, VICE CHAIR	<input checked="" type="checkbox"/>		
REP. JULIE FRENCH	<input checked="" type="checkbox"/>		
REP. GEORGE EVERETT	<input checked="" type="checkbox"/>		
REP. HOLLY RASER	<input checked="" type="checkbox"/>		
REP. ROGER KOOPMAN	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
REP. DOUGLAS CORDIER	<input checked="" type="checkbox"/>		
REP. KRAYTON KERNS	<input checked="" type="checkbox"/>		
REP. ROBYN DRISCOLL	<input checked="" type="checkbox"/>		
REP. KEN PETERSON		<input checked="" type="checkbox"/>	
REP. JESSE O'HARA	<input checked="" type="checkbox"/>		
REP. TOM MCGILLVRAY	<input checked="" type="checkbox"/>		
REP. DEBORAH KOTTEL	<input checked="" type="checkbox"/>		
REP. JOHN WARD	<input checked="" type="checkbox"/>		
REP. BOB EBINGER	<input checked="" type="checkbox"/>		
REP. RICK JORE		<input checked="" type="checkbox"/>	
CHAIRMAN DIANE RICE	<input checked="" type="checkbox"/>		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE 2/8/07 BILL NO HB340 MOTION NO. _____
MOTION: _____

Separated # 3 on Amendment 2

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		—	
REP. DAVE GALLIK, VICE CHAIR	—		
REP. JULIE FRENCH	—		
REP. GEORGE EVERETT	—		
REP. HOLLY RASER	—		
REP. ROGER KOOPMAN	—		
REP. DOUGLAS CORDIER	—		
REP. KRAYTON KERNS	—		
REP. ROBYN DRISCOLL	—		
REP. KEN PETERSON	—		
REP. JESSE O'HARA	—		
REP. TOM MCGILLVRAY	.	—	
REP. DEBORAH KOTTEL	—		
REP. JOHN WARD	—		
REP. BOB EBINGER	—		
REP. RICK JORE	—		
CHAIRMAN DIANE RICE	—		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE 2/8/07 BILL NO HB340 MOTION NO. _____
 MOTION: _____

paragraph 4 within amendment #

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		/	
REP. DAVE GALLIK, VICE CHAIR	/		
REP. JULIE FRENCH	/		
REP. GEORGE EVERETT		/	
REP. HOLLY RASER	/		
REP. ROGER KOOPMAN		/	
REP. DOUGLAS CORDIER	/		
REP. KRAYTON KERNS		/	
REP. ROBYN DRISCOLL	/		
REP. KEN PETERSON		/	
REP. JESSE O'HARA		/	
REP. TOM MCGILLVRAY		/	
REP. DEBORAH KOTTEL	/		
REP. JOHN WARD		/	
REP. BOB EBINGER	/		
REP. RICK JORE		/	
CHAIRMAN DIANE RICE		/	

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**Montana House of Representatives
Visitors' Register**

Judiciary

COMMITTEE

Date 2/8/07

Bill Nos. 464, 506, 514, 521, 527 Sponsor(s) Reynolds, Mendenhall, Cafaro, Arntzen, Musgrove
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Name	Representing	Bill No.	Support	Oppose	Info.
John Connor	DOJ	521	X		
John Connor	DOJ	514	X		
JIM MCCLUSKEY	SELF	464	X		
Pamela Harada	self	527	x		
Rick Anderson	self	464	X		
Jan Johann	self/st. Peter's H	HB506		X	
Bob Brenneisen	WT Adv Program	HB514	X		
Amy Minto	ALPS	464		X	
Maureen Henmark	AIA; ACLI	464			
Frank Cote/jatl	AHIP	464		X	
Shya Ask/jatl	BCBS	464		X	
Larry Kibbee	PCIAA	464		X	
Greg Van Housen	State Farm Ins	464		X	
Jim Mauley	Self	464	X		
Dwight Easton	Farmers Ins Grp	464		X	
Pat Melsey	Mont. Med. Assn	464		✓	
Shuler K Bratton	DPHHS-CFSD	464			X
Jani McCall	MCI	464	X		
Bob Spencer	MT Auto Rules	464		X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

2/8/07

WILSON, MARGARET
WILSON, MARGARET

WILSON

251.25
42.00

COMMITTEE

Date 2/8/07

Bill Nos. 464, 506, 514 Sponsor(s) Peterson, Mendenhall, Coffey,
521, 527
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Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.